



Public Participation Opportunity

Tennessee Department of Environment and Conservation

Division of Water Pollution Control

Mining Section

2700 Middlebrook Pike, Suite 220

Knoxville, Tennessee 37921-5602

PHONE (865) 594-6035

FAX (865) 594-6105

March 25, 2004

Public Notice M2004-05

Public Notice Expiration April 28, 2004

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

Individual NPDES Permits

Non-Coal Proposed Issuances

Applicant	Delashmit Hauling
Facility	Jones Pit
NPDES Permit Number	TN0079154
County	Tipton
Street Address	Bucksnot Road
City	Burlison
Zip	38015
Description of Activity	Construction sand and gravel mining and processing operation
Receiving Stream	Unnamed tributary of Mathis Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	35° 34' 15"
Facility Longitude	89° 42' 08"
Permit Writer	JPJ

Applicant	Warner/Brothers Custom Stone
Facility	Rock Quarry
NPDES Permit Number	TN0079171
County	Marshall
Street Address	Hickory Hill Church Road
City	Shelbyville
Zip	37160
Description of Activity	Limestone quarry and portable crusher as needed
Receiving Stream	Unnamed tributary/wet weather conveyance of Duck River
Effluent Description	Treated wastewater and storm water
Facility Latitude	35° 37' 20"
Facility Longitude	86° 48' 04"
Permit Writer	JPJ

Non-Coal Proposed Modification and Reissuance

Applicant **Rogers Group, Inc.**
Facility **Anchor Rock Quarry**
NPDES Permit Number **TN0066338**
County **Maury**
Street Address **Madison Hill Road**
City **Columbia**
Zip **38402**
Description of Activity **Limestone quarry and processing**
Receiving Stream **Duck River**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **35° 36' 25"**
Facility Longitude **86° 50' 00"**
Permit Writer **SJT**

Non-Coal Proposed Modification

Applicant **Highland Sand Company**
Facility **Cox Valley Road Mine and Processing Plant**
NPDES Permit Number **TN0047392**
County **Cumberland**
Street Address **Cox Valley Road**
City **Crab Orchard**
Zip **37723**
Description of Activity **Construction sand and gravel mining and processing**
Receiving Stream **Meadow Creek**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **35° 53' 40"**
Facility Longitude **84° 54' 30"**
Permit Writer **CTH**

Non-Coal Proposed Transfer of Ownership

Applicant **Mossy Creek Mining, LLC**
Facility **Clinch Valley Mine**
NPDES Permit Number **TN0060127**
County **Grainger**
Street Address **Joe Mill Creek Road near Thorn Hill Road (Highway 131)**
City **Thorn Hill**
Zip **37881**
Description of Activity **Sphalerite (zinc) ore mining and milling**
Receiving Stream **Joe Mill Creek**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **36° 22' 24"**
Facility Longitude **83° 24' 26"**
Permit Writer **CTH**

How to Comment:

TDEC is requesting public comment on this permit action. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on the proposed action are invited to submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax number (865) 594-6105, or by E-mail at Gary.Mullins@state.tn.us. Comments must be received by the end of comment period date (see page 1).

How to Request a Public Hearing:

Interested persons may request in writing that the Director of the Division of Water Pollution Control hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons for a hearing. When there is significant public interest for a hearing, a hearing will be conducted according to the Division of Water Pollution Control Rule *1200-4-1-.05(3)(g)*. Public hearings will be announced through another public notice.

How the Department Will Proceed:

The Director of the Division of Water Pollution Control will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State acts and regulations.

To Obtain Permit Details:

Draft Permits contain Anti-degradation determinations and Rationales that address information concerning the foundation for the Division's determinations. Copies of the application(s), draft permit(s), and supporting documentation are in the permit files maintained at the Mining Section's office at the letterhead address. These files are available for public inspection during normal visiting hours by contacting Kimberley.Reardon@state.tn.us or calling (865) 594-5619.

List of Permit Writers

CTH	Chris Hobgood	865-594-5545	Chris.Hobgood@state.tn.us
JPJ	Jesse Jones	865-594-5543	Jesse.P.Jones@state.tn.us
GWM	Gary Mullins	865-594-5536	Gary.Mullins@state.tn.us
JCP	John Price	865-594-5585	John.Price@state.tn.us
MRR	Micheal Robbins	865-594-5542	Micheal.Robbins@state.tn.us
SJT	Steven Turaski	865-594-5584	Steven.Turaski@state.tn.us
DAT	Dave Turner	865-594-5541	Dave.Turner@state.tn.us

State of Tennessee Antidegradation Policy

Tennessee's Antidegradation Statement is in Chapter *1200-4-3-.06* of the *Rules of the Tennessee Department of Environment and Conservation*. The primary purpose of the antidegradation policy is to establish a greater level of protection for high quality waters. Some high-quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high-quality waters. Outstanding National Resource Waters (ONRWs) or Tier 3 waters receive the greatest level of protection. The Water Quality Control Board designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

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The Department identifies other high quality waters known as Tier 2 waters and protects against their degradation. The Water Quality Control Board may allow some degradation if the Board deems it economically and socially necessary. Tier 1 waters refer to other surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

State of Tennessee Policy of Non-Discrimination

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20th Floor L & C Tower, Nashville, TN 37243, 1-888-867-7455. ADA inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12th Floor L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).